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### *Pro Bono Attorneys for Plaintiffs*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

ACLU, *et al.*, ) Case No.: 4:17-cv-5772-HSG  
Plaintiffs, )  
v. )  
ERIC D. HARGAN, Acting Secretary of )  
Health and Human Services, *et al.*, )  
Defendants. )  
\_\_\_\_\_  
) STIPULATION AND ORDER  
) REGARDING RELIEF FROM  
) AUTOMATIC REFERRAL TO ADR  
) MULTI-OPTION PROGRAM  
)  
)  
)  
)

WHEREAS, on October 11, 2017 this case was assigned to the Northern District of California's Multi-Option ADR Program ("ADR Program");

WHEREAS, in connection with the assignment to that program, each of the parties and their respective attorneys have read either the handbook entitled "*Dispute Resolution Procedures in the Northern District of California*," or the specified portions of the ADR Internet site,

[www.cand.uscourts.gov/adr](http://www.cand.uscourts.gov/adr), considered the available dispute resolution options provided by the Court and private entities; and discussed whether this case might benefit from the available dispute resolution options;

WHEREAS, the parties mutually agree that referral to a formal ADR process is unlikely to be beneficial given the nature of the case;

WHEREAS, the parties mutually agree at this time that ADR is unlikely to aid in the resolution of this case and may unnecessarily consume the Court's time and resources;

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned  
counsel for Plaintiffs and Defendants, that:

1. The parties jointly request that the case be removed from the ADR Multi-Option Program and that they be excused from participating in the ADR phone conference and any further formal ADR process.

2. If any party subsequently determines that submission to the formal ADR process would be beneficial to the efficient resolution of this matter, that party may request placement in one of the Court's ADR programs at that time.

Dated: January 4, 2018

Respectfully submitted,

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23 **ORDER**

24  
25 The Court, having considered the parties' Administrative Motion for Relief from Automatic  
26 Referral to the Multi-Option ADR Program hereby **GRANTS** the motion.

27 IT IS SO **ORDERED**, this 8th day of January, 2018.

28 Dated: January 8, 2018

  
29 HON. HAYWOOD S. GILLIAM, JR.  
30 UNITED STATES DISTRICT JUDGE